

(Rev 1/08)

**LIST OF EXHIBITS**

Case No. 3:05-CV-00170-TMB

Judge: **TIMOTHY M. BURGESS**Title **GMW FIRE PROTECTION, INC. Ex Rel**

vs.

**KANAG'IQ CONSTRUCTION COMPANY, INC. et al**Dates of Trial: January 22, 2008 Thru January 28, 2008

Deputy Clerk/Recorder:

April Kauper

Attorney for Plaintiff	Attorney for Defendant
Sarah Tugman	Thomas Gingras

**EXHIBITS**

PLAINTIFF				DEFENDANT			
EX #	ID	AD	DESCRIPTION OF EXHIBIT	EX#	ID	AD	DESCRIPTION OF EXHIBIT
			Earlier GMW-Kanag'iq contracts	A	✓	1-17-08 by STIP	Complaint
1	✓		01138-9-subcontract- Kanag'iq and GMW PAX-4-10-03	B	✓	↓	Main Contract
2			01123-24 00 GMW est 2-11-03 PAX	C	✓	1-13-08	Subcontract
3			01122, 0110, 01116-3 GMW billings PAX various dates	D		withdrawn	Affidavit of Thomas Johnson
4			01121, 01119, 01117-KCC Paystubs PAX-various dates	E		withdrawn 1-25-08 by STIP	Deposition of Thomas Johnson
5			01118 KCC sub. progress pymt form-PAX	F			Option to Extend Contract First Option Year 9/14/01
			Elmendorf Fire Suppression Requirements Contract	G			Option to Extend Contract Second Option Year 9/28/02
6	✓	11-17-08 by STIP	Prime contract, pages 20-21, § 01020	H			Payment Bond
7	✓	11-17-08 by STIP	Fax from KCC to GMW dated 5-25-00	I		withdrawn 1-28-08 by STIP	Deposition of Glenn Johnson
8	✓	1-17-08 by STIP	Unnumbered-Bid schedule, Base year- faxed by GMW 10-5-00	J			Project Specifications Excerpt
9	✓	1-17-08 by STIP	00053-57-Bid schedule, Base Year, titled new price GMW 7-17-00	K		1-17-08 by STIP	Faxes re Project

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EX #	ID	AD	DESCRIPTION OF EXHIBIT	EX #	ID	AD	DESCRIPTION OF EXHIBIT
10	✓	1-17-08 by strip	200707-25 Bid Schedule "Contract Pricing Agreement"	L	withdrawn 1-17-08 by strip		Deposition of Steve Frere
11	✓	1-17-08 by strip	Statement of Acknowledgement 10-25-00	M	✓	1-17-08 by strip	Emails re Project
12	✓	1-17-08 by strip	00048-52 KCC/GMW subcontract 10-24-00 #11-2-00	N	✓		Price Schedule - Oversize Spreadsheets
			DO 5006 - Knik Hall	O		1-17-08 by strip	Document re Delivery Orders
13	✓	1-17-08 by strip	01390-94, notice of award 2-27-02 & attachments DO 5006	P			Spreadsheets, re item counts, signed by S. Frere
14	✓	1-17-08 by strip	01372 - GMW quote dated 2-28-03	Q			Fire Protection Requirements modifications of Contract: 4/22/03, 9/19/03 & 11/14/03
15	✓	1-17-08 by strip	01371-70 GMW invoices dated 4-25-03 & 5/25/03	R		1-17-08 by strip	Bid Schedule / Base Year
16	✓	1-17-08 by strip	01368 - KCC paystub	S			Bid Schedule / First Option Year
			5007 - Pump House	T			Bid Schedule / Second Option Year
17	✓	1-17-08 by strip	01512-27 GMW faxcover sheet and quotes for ranager 2-14-03	U			Bid Schedule / Second Option Year
18	✓	1-17-08 by strip	01504-11 GMW faxcover sheet & revised quotes 3-18-03	V		✓	Subcontractor Progress Payments
19	✓	1-17-08 by strip	01417-33 GMW quote 5-20-03 w/ attachments	W			Withdrawn
20	✓	1-17-08 by strip	01411, 01412, 01413 GMW billings - various dates	X		1-17-08 by strip	Correspondence from Kanagig to KC payment
21	✓	1-17-08 by strip	01410, 01409, 01407 KCC sub progress pymt. forms five pump	Y		✓	modification of Contract 5-31-05
22	✓	1-17-08 by strip	01414, 01408, 01406 KCC check stubs 7-29-03, 8-21-03, & 9-5-03	Z			Recap 5008 381 Intelligence (Elephant Case) undated
			5008 - building 18220	AA		1-17-08 by strip	2030 Fire Requirements undated
23	✓	1-17-08 by strip	201071 - Frere estimate 8/12/03 bldg 18220	AB			Fax transmittals & emails to/from GMW/KCC
24	✓	1-17-08 by strip	200993-96 GMW fax cover sheet & attachments quotes for DO 5008 4/22/04	AC			1030 Fire Requirements 3/30/04
25	✓	1-17-08 by strip	01973 - GMW invoice dated 4/25/04 for DO 5008	AD			Bid Schedule / Base Year
26	✓	1-17-08 by strip	01975 - KCC sub progress pymt form for DO 5008	AE		✓	Statement of Acknowledgment 10/12/00

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EX #	ID	AD	DESCRIPTION OF EXHIBIT	EX #	ID	AD	DESCRIPTION OF EXHIBIT
27	✓	1-17-08 by STP	03601- GMW fax to KCC dated 7-13-04 re: revised contract amount to come	AF	✓	11/17/08 By STP	Emails between GMW/ KCC re payment disputes
28	✓	1-17-08 by STP	01977 GMW invoice 8125104 for DO 5008	AG	✓		Calculations by chieko jerry
29	✓	1-17-08 by STP	019181 KCC sub. progress pymt. form for DO 5008	AH	✓	11/24/08	Subcontract
30	✓	1-17-08 by STP	03593 GMW invoice 11126104 for DO 5008				
31	✓	1-17-08 by STP	200794-5 KCC transfer and acceptance doc for DO 5008				
			5009-Building 1720				
32	✓	1-17-08 by STP	201228- engineer's estimate signed by KCC 9-11-03 for DO 5009				
33	✓	1-17-08 by STP	201308-13 GMW fax cover sheet 11/14/03 & quotes for DO 5009				
34	✓	1-17-08 by STP	01987- GMW invoice dated 12-24-03 for bldg. 171720				
35	✓	1-17-08 by STP	03485- GMW invoice 9124104 for bldg 1720				
36	✓	1-17-08 by STP	201181- KCC transfer & acceptance doc for DO 5009				
			5010-Susitna Club				
37	✓	1-17-08 by STP	201504-05- engineer's estimate 9/12/03 signed by KCC for Susitna Club				
38	✓		201533-39- GMW fax cover sheet 11/16/04 & attached quotes for Susitna Club				
39	✓		03357- GMW billing 11/25/04 for Susitna Club				
40	✓		KCC sub. progress payment form for DO 5010				
41	✓		01630 GMW fax cover sheet 9/28/04 re: revised quotes				
42	✓		03347 GMW invoice 11/25/04 for Susitna Club				
43	✓		02135- KCC sub progress pymt. form for DO 5010				
44	✓	✓	03345 GMW invoice 11/26/04 for Susitna Club				

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45	✓	1-17-08 by stip	01746, 200627-28, 01747- 200629, 01748, 200630-0749, 200631, 01750, 200632, 01751				GMW fax cover sheet - 3-05 & attached revised quotes for susitna cult
46	✓	↓	201390-01, KCC transfer and acceptance doc 7-12-05 for DO 5010				
			5011-Snow Barn				
47	✓	1-17-08 by stip	201760-61 engineer's est 9-15-03 signed by KCC for snow barn DO 5011				
48	✓	↓	200727-29 GMW fax cover sheet dated 3-12-04 & att quote for snow barn DO 5011				
49	✓	↓	02041 GMW invoice 3/25/04 for snow barn				
50	✓	↓	201752 - KCC sub progress payment form for DO 5011				
51	✓	↓	201677-81 change order eff 5/24/04 to DO 5011				
52		↓	02043 KCC sub progress payment form for DO 5011				
53	✓	↓	201787-90 GMW fax cover sheet 9/22/04 & revised quotes for snow barn alarm				
54	✓	↓	02048 GMW invoice 9/27/04 for snow barn CO 5011				
55	✓	↓	02793 GMW invoice 9/27/04 for the snow barn				
56	✓	↓	02049 KCC sub progress pymt. form for DO 5011				
57	✓	↓	02786 - GMW invoice 12/24/04 for the snow barn				
58	✓	↓	KCC transfer & acceptance form dated 7/12/05 for DO 5011				
			5012-Surv. Equip.				
59	✓	1-17-08 by stip	202154-engineer's est. 9/15/03 for surv. equip. shop signed by KCC				
60	✓	↓	03111 - GMW invoice 5/24/04 for survival equip. fire alarm				
61	✓	↓	03112 - KCC sub progress pymt form for DO 5012				
62	✓	↓	03109 - GMW invoice 8/5/04 for survival equipment fire alarm				



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63	✓	1-17-08 by STP	202143-33 KCC transfer & acceptance doc. 7/12/05 for DO 5012				
			5013 - Age Bldg.				
64	✓	1/23/08	202342-44 - engineer's est. 9/18/03 signed by KCC for DO 5013				
65	✓	1-17-08 by STP	202371-76 - GMW fax coversheet dated 2/3/04 quotes for Age Bldg.				
66	✓		202419-21 revised engineer's est. for DO 5013 2/17/04				
67	✓		02608 GMW invoice 3/8/04 for AGE Bldg.				
68	✓		202273, 202388-40 cover letter 5/11/04 rechange order to DO 5013 w/rev. est.				
69	✓	✓	201394-5 KCC transfer and acceptance doc. 7/12/05 for AGE Bldg.				
			5014 - Surv. Equip.				
70	✓	1-17-08 by STP	202586-7 engineer's est. 9/19/03 signed by KCC for survival equipment				
71	✓		03005 - GMW invoice 1/25/04 for survival equipment sprinklers				
72	✓		202522-3 GMW quote faxed 4/20/04				
73	✓		02008 KCC sub. progress pymt form for DO 5014 survival equip bldg				
74	✓		202673-76 change order eff. 6/14/04 to DO 5014				
75	✓	✓	202589 KCC transfer & acceptance doc. 7/13/05 for DO 5014				
76	✓	✓	202664-67 - change order eff. 9/28/05 to DO 5014				
			5015 - Civil Air Patrol				
77	✓	1-17-08 by STP	202795-96 engineer's est. 9/13/03 for DO 5015				
78	✓		200202 fax form engineer to KCC 6/19/04				
79	✓	✓	200611, 202876-78 GMW fax cover sheet 6/19/04				

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80	✓	1-17-08 by STIP	02970, 202873-75 GMW cover sheet 11/30/04 & out quotes for DO 5015				
81	✓		202860-64 change order eff. 7/26/04 to DO 5015				
82	✓		01636, 02038-40 GMW fax dated 9/28/04 and revised quote				
83	✓		02033 GMW invoice 10/25/04 for civil air patrol bldg				
84	✓		02035 KCC sub. progress pymt. form for DO 50015				
85	✓		02894 - GMW invoice 12/24/04 for civil Air Patrol Bldg				
86	✓	✓	202701-2 KCC transfer and acceptance doc. 7/13/05 for DO 5015 Bldg				
			5016 - Munitions				
87	✓	1-17-08 by STIP	20310, 203106-108 faxes from Engineer 9/14/03 to KCC re DO 5016				
88	✓		01541 GMW fax cover sheet 11/16/04 w/quotes				
89	✓		203182, 02023, 02028-32 GMW fax cover sheet 11/14/04 w/quotes				
90	✓		203183-86, 200610 - GMW fax cover sheet 11/14/04 w/att quote				
91	✓		02970, 20350-54 - GMW fax cover sheet 11/30/04 w/att quotes				
92	✓		02961 - GMW invoice 9/21/04				
93	✓		02022 - KCC sub progress pymt. form for DO 5016				
94	✓	✓	02957 - GMW invoice 12/24/04				
95	✓		203239-40 change order eff. 12/4/05 to DO 5016				
96	✓	✓	2039090-01 transfer & acceptance 7/12/05				
			Base Supply 5017 - Warehouses				
97	✓	1-17-08 by STIP	200260-1 engineer's est. 9/22/03 signed by KCC				

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EX #	ID	AD	DESCRIPTION OF EXHIBIT	EX #	ID	AD	DESCRIPTION OF EXHIBIT
98	✓	1-17-08 BY STP	200093-95 GMW fax cover sheet 6/23/04 to KCC w/ engr. est. for 5017				
99	✓		200080-81, 200006-7 engineer's change to DO 5017 7/14/04 3 8/24/04				
100	✓		02059 - GMW invoice 8/25/04 w/ new contract amount				
101	✓		01597 - fax from engineer to GMW dated 9/2/04				
102	✓		200153, 200147-52 - cover letter 9/13/04 re change order 3 8/24/04				
103	✓	✓	01640 GMW fax cover sheet to Steve Freire 9/30/04				
104	✓		01639, 020943-49 GMW cover sheet 9/30/04				
105	✓		01637, 2003-49, GMW fax cover sheet to KCC 9/30/04				
106	✓		02707 GMW invoice 10/26/04				
107	✓		02062 KCC sub. progress pymt. form for DO 5017				
108	✓	✓	202703-4 KCC transfer & acceptance doc. 7/13/05 for 5017				
			5018 - Metal Tech Bldg				
109	✓	1-17-08 BY STP	200082-83 - eng. est. 9/12/03 signed by KCC for DO 5018				
110	✓		01561-63 GMW fax cover sheet 2/17/04 to KCC				
111	✓		02070 GMW invoice 3/25/04 for DO 5018				
112	✓		200278-81, 200207-8 GMW fax cover sheet 3/26/04				
113	✓		02499 - GMW invoice 4/25/04 for Metal Tech Bldg.				
114	✓		02072 - KCC sub. progress pymt. form for DO 5018				
115	✓		02073 - KCC sub. progress pymt. form for DO 5018				
116	✓	✓	200320-323 change order eff. 7/26/04 to DO 5018				

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117	✓	1-17-08 BY STIP	200252-3 KCC transfer & acceptance doc. 7/13/05 for DO 5018				
			General Communications				
118	✓	1-17-08 BY STIP	01557 GMW fax to KCC 2/5/04				
119	✓		201805 - GMW fax to KCC 2/5/04				
120	✓		200889 - KCC fax to GMW 3/28/04 - need price schedules				
121	✓		200890 - KCC fax to GMW 4/15/04 - need price schedules				
122	✓		200804 - KCC fax to GMW 5/14/04 asking for cost break downs				
123	✓		200851 - KCC fax to GMW 5/12/04 - asking for cost break downs				
124	✓		200202 - fax 6/19/04 from eng. to KCC re: mod. for 5018				
125	✓		01594-5 KCC fax to GMW 6/12/04 asking for updated DO costs				
126	✓		200832 & 200507 - KCC fax to GMW 7/13/04				
127			200297 - KCC fax 11/24/04 to Brian Brown re DO 5018				
128	✓	✓	200185 - KCC fax 12/18/04 to GMW re: Chandler leaving				
			Payment Issues				
129		1-17-08 BY STIP	200740 - notes 3/31/04 re: DOS				
130	✓		016091 - GMW fax to KCC 9/21/04 re KCC changing contract amts.				
131	✓		01663 - GMW fax to engineers 10/25/04				
132	✓		200616 GMW fax to KCC 10/25/04				
133	✓		01689 - GMW fax to KCC 10/25/04				
134	✓	✓	01691 - GMW fax to KCC 10/25/04				



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EX #	ID	AD	DESCRIPTION OF EXHIBIT	EX #	ID	AD	DESCRIPTION OF EXHIBIT
135	✓	1-17-08 BY STP	01692 - KCC fax to GMW 10/25/04 in response				
136	✓		200596 - GMW billing to KCC 12/10/04				
137	✓		01801-12 - GMW fax to srst. Brown 12/10/04				
138	✓		01716 - GMW fax to engineer 12/10/04				
139	✓		200476, 01718-19 - KCC fax cover sheet to GMW 12/15/04 w/ letter 12/13/04				
140	✓		01720 - GMW fax to KCC 12/15/04				
141	✓		01737 - email 12/17/04 from KCC to GMW				
142	✓		01740 - GMW fax to KCC 12/20/04				
143	✓		01741 - email 12/21/04 from KCC to GMW				
144	✓	✓	01745 - email 11/30/05 from KCC to GMW				
145	✓	11/22/05	200625 - email 11/11/05 from GMW to KCC				
146	✓	1-17-08 BY STP	01752-3 - emails 11/10 & 11/15/05 between GMW & KCC				
147	✓	11/22/05	200591 - email 2/22/05 from GMW to KCC				
148	✓	1-17-08 BY STP	01785 - email 2/24/05 from GMW to KCC				
149	✓		01794 - emails 4/12/05 to & from KCC - & GMW				
150	✓		01796 - emails 5/11/05 & 5/12/05 GMW & KCC				
151	✓		01734, 01736 - GMW 12/16/04 letter				
152	✓		DO Billing Summary				
153	✓	✓	GMW's list of outstanding amounts due				
154	✓		GMW's 2006 count of materials				

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EX #	ID	AD	DESCRIPTION OF EXHIBIT	EX #	ID	AD	DESCRIPTION OF EXHIBIT
			Other				
155	✓		201852-3 - fax from KC Alaska to KCC 3/23/04				
156			201845 - KC Alaska Civil Proposal 4/20/04				
157			203225 - KC Alaska Contract Price 6/21/04				
158			203232-34 - KC Alaska fax cover 7/8/05				
159			201851 & 201848 - KC Alaska fax coversheet w/att letter 9/17/04				
160			203235 - 8 - KC Alaska fax coversheet 1/5/05 w/3 invoices				
161			203223 - KCC letter 2/21/05 to KC Alaska				
162			202521 - Anchorage Latn & plastering quote 7-8-04				
163			203034 - AAA Fence quote 10/14/04				
164			2030345 - Diomed. Ent. quote 11/18/04				
165	✓	11/21/05	202513 - KCC proposal letter 12/31/04				
166	✓	1-1708 by ship	203006-8 - KC est. re Munitions Storage 3/21/05				
167	<del>withdrawn</del>	<del>12/20/05</del>	Deposition of William Jury				
168	<del>withdrawn</del>	<del>12/20/05</del>	Deposition of Phil Young				
169	<del>withdrawn</del>	<del>12/20/05</del>	Deposition of Julie Foland				